

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

HERBERT OVERTON, )  
v. Plaintiff, )  
MARY ELLA SMITH JOHNSON and )  
UNITED STATES VETERANS )  
ADMINISTRATION, )  
Defendants. )

**JUDGMENT**  
No. 5:15-CV-64-D

## **Decision by Court.**

This action came before the Honorable James C. Dever III, Chief United States District Judge, for ruling as follows:

**IT IS ORDERED, ADJUDGED, AND DECREED** that the court GRANTS plaintiff's application to proceed in forma pauperis [D.E. 2], DENIES his motion for entry of default [D.E. 6], and DISMISSES plaintiff's complaint.

**This Judgment Filed and Entered on May 12, 2015, and Copies To:**

Herbert Overton (via US Mail 15574-084, Butner-F.M.C., P.O. Box 1600  
Butner, NC 27509)

DATE  
May 12, 2015

**JULIE RICHARDS JOHNSTON, CLERK**

By: /s/ Courtney O'Brien  
Deputy Clerk